

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**STATUS INQUIRY TRANSMITTAL**

\*In re Application of: Brian Fernandes, et al.  
For: Implantable Medical Device with Enhanced Biocompatible and Biostability  
Filed: April 29, 1999  
Serial Number: 09/301,842

**CERTIFICATE OF ELECTRONIC FILING:** I hereby certify that this TRANSMITTAL is being electronically transmitted to the Commissioner of Patents and Trademarks, P.O. Box 1450, Alexandria, VA 22313-1450 on this 16<sup>th</sup> day of July, 2007.

  
Juanita J. Traufler

Mail Stop Status Inquiry  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATUS INQUIRY**

1. More than 36 months have passed since

☐ NEW APPLICATIONS: the filing of this application on \_\_\_\_.

No communication has been received from the Patent and Trademark Office indicating action on this application.

☒ AMENDED APPLICATIONS: The filing of a Petition to Revive (under 37 C.F.R. §1.137(b) an Unintentionally Abandoned Patent Application for failure to prosecute was filed on May 24, 2004. The Petition was granted by the Office of Petitions on June 4, 2004. No further communication has been received from the Patent and Trademark Office.

☐ APPEALED APPLICATION

The Appeal Brief was filed on \_\_\_\_\_. (check and complete applicable items below)

☐ An Examiner's Answer was mailed on \_\_\_\_\_.

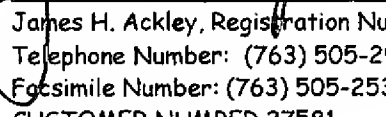
☐ A Reply to the Examiner's Answer was submitted on \_\_\_\_\_.

☐ ALLOWED APPLICATIONS: the mailing of FORM POL-327 and/or Examiner's Amendment on \_\_\_\_\_.

2. Kindly advise the undersigned of the present status of this application, by checking the appropriate box below.

Note: Status inquiries should not be submitted for: NEW applications until a reasonable period after the Official Gazette indicates that the filing date of the "oldest new case" awaiting action in the group to which the application is assigned, is subsequent to the filing date of the application, or AMENDED applications within six (6) months after the filing of a response to which no reply from the PTO has been rejected, or ALLOWED applications where a notice of allowance is not received within three (3) months from the receipt of either a Form PTOL-327 or an Examiner's Amendment. See Notice of November 24, 1971 (593 O.G. 810).

July 16, 2007  
Date

  
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CUSTOMER NUMBER 27581

**STATUS INQUIRY REPLY**

APPLICATION SERIAL NO. 09/301,842 IS CURRENTLY

☐ ASSIGNED TO GROUP \_\_\_\_\_ AND AWAITS:

☐ ACTION BY THE EXAMINER.

☐ APPLICANT'S RESPONSE TO THE OFFICE ACTION MAILED \_\_\_\_\_.

APPEAL NO. \_\_\_\_\_.

☐ IS AWAITING ACTION BY THE BOARD OF PATENT APPEALS AND INTERFERENCES

☐ DATE OF HEARING EXPECTED \_\_\_\_\_.

☐ DECISION EXPECTED \_\_\_\_\_.